

In the
Legislature



of the State
of Washington

DIGEST SUPPLEMENT

To Legislative Digest and History of Bills
Edition No. 1 Supplement No. 26*

FIFTY-SEVENTH LEGISLATURE

Tuesday, February 19, 2002

37th Day - 2002 Regular

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SENATE

HOUSE

*To be discarded upon receipt of Edition No. 2 of the Legislative Digest and History of Bills

House Bills

HB 2325-S by House Committee on Agriculture & Ecology (originally sponsored by Representatives Wood, Schoesler, Gombosky, Kessler, Linville, Kagi and Esser)

Providing for donation and distribution of food.

(AS OF HOUSE 2ND READING 2/14/02)

Declares that the purpose of this act is to authorize and facilitate the donation of food to needy persons in accordance with safety and health guidelines to assure that the donated food will not place needy recipients at risk, to ensure that persons preparing food for and participating in community potluck meals are included within this authorization, and to encourage charitable organizations, businesses, and individuals to donate surplus food to charities serving our state's needy population.

Provides that, except as expressly prohibited by rule of the state board of health, a donor may donate food in either raw, cooked, processed, or prepared edible form, free of charge, to a distributing organization, including charitable nonprofit organizations, or to the public, for the purpose of serving needy people if the donor and recipient organization comply with health and safety guidelines developed by the state board of health.

Provides that if a local board of health adopts a rule concerning charitable food donation more stringent than the state board of health food rule, the local board of health shall first provide notice to the public and written notice to cities, towns, and counties within its jurisdiction prior to the public hearing to consider the rule. The local board of health shall also provide notice to known charitable organizations.

Authorizes the state board of health to promulgate recommended health and safety guidelines for the donation, preparation, and distribution of free food for the purpose of this act.

Requires that the health and safety guidelines promulgated for food shall address potlucks where the public is invited.

-- 2002 REGULAR SESSION --

Feb 1 AGECE - Majority; 1st substitute bill be substituted, do pass.
Feb 5 Passed to Rules Committee for second reading.
Feb 8 Made eligible to be placed on second reading.
Feb 11 Placed on second reading by Rules Committee.
Feb 14 1st substitute bill substituted. Floor amendment(s) adopted. Rules suspended. Placed on Third Reading.
Third reading, passed: yeas, 98; nays, 0; absent, 0.

- IN THE SENATE -

Feb 16 First reading, referred to Agriculture & International Trade.

HB 2356-S by House Committee on Children & Family Services (originally sponsored by Representatives Kagi, McIntire, Santos, Dickerson, Tokuda, Darneille, Clements, Schual-Berke and Wood)

Creating a working group to address school age children who enter short-term foster care. (REVISED FOR ENGROSSED: Creating a working group and pilot project to address school age children who enter short-term foster care.)

(AS OF HOUSE 2ND READING 2/14/02)

Provides that, within existing resources, the department of social and health services, in cooperation with the office of the superintendent of public instruction, shall convene a working group to prepare a plan for the legislature which addresses educational stability and continuity for school age children who enter into short-term foster care.

Requires the working group to develop a plan for assuring that the best interests of the child are a primary consideration in the school placement of a child in short-term foster care.

Requires the Nooksack Valley and Mount Vernon school districts to implement a pilot project within existing resources to assist school age children in foster care fewer than seventy-five days to continue attending the school where they were enrolled before entering foster care. The pilot project shall be implemented as provided in this section no later than March 30, 2002, and shall conclude June 30, 2003. Data from the pilot project shall be compiled and submitted to the working group established in this act no later than July 30, 2002, and periodically thereafter.

Provides that a school age child who enters foster care on or after March 30, 2002, shall, unless it is determined to be not in the best interest of the child, continue attending the school where she or he was enrolled before entering foster care, notwithstanding the physical location of the child's principal abode.

Provides that the department of social and health services, the school the child was attending prior to entering foster care, and the school that serves the child's foster home shall negotiate a plan for transporting the child to the school the child was attending prior to entering foster care.

Provides that, if the department of social and health services places a child in foster care, and the child does not continue to attend the school the child was attending prior to entering foster care, the department shall notify the school about the change.

-- 2002 REGULAR SESSION --

Feb 4 CFS - Majority; 1st substitute bill be substituted, do pass.
Feb 6 Passed to Rules Committee for second reading.
Feb 8 Placed on second reading suspension calendar by Rules Committee.

Feb 12 Returned to second reading for amendment.

Feb 14 1st substitute bill substituted.
Floor amendment(s) adopted.
Rules suspended. Placed on Third Reading.
Third reading, passed: yeas, 98; nays, 0; absent, 0.

- IN THE SENATE -

Feb 16 First reading, referred to Human Services & Corrections.

HB 2427-S2 by House Committee on Appropriations (originally sponsored by Representatives Conway, O'Brien, Cody, Dickerson, Ogden, Cooper, Berkey, Reardon, Veloria, Hurst, Hunt, Kirby, Upthegrove, Romero, Kagi, McIntire, Haigh, Wood, Kenney, Simpson and Sullivan; by request of Department of Labor & Industries)

Establishing occupational safety and health impact grants.

(AS OF HOUSE 2ND READING 2/14/02)

Declares that the intent of this act is to benefit, in the broadest sense possible, Washington workers and employers, especially those who are in small business and may lack the injury and illness prevention resources that larger companies may possess. The department may use industrial insurance funds provided in a proviso in an omnibus appropriations act, or in an appropriation clause in a bill, that specifically references funding to accomplish the purposes of this act. Funding for this program will be taken from the medical aid fund reserves which are in excess of actuarial needs.

Requires the director and representatives from the WISHA advisory committee to perform a comprehensive review of the grant program that shall include, but not be limited to, measurable outcomes related to injury and illness reduction, hazard reduction, and safety and health awareness and to issue a report to the appropriate legislative committees by December 31, 2007.

Appropriates the sum of five million dollars, or as much thereof as may be necessary, for the biennium ending June 30, 2003, from the medical aid account--state appropriation to the department of labor and industries to carry out the purposes of this act. Only medical aid account funds in excess of actuarial needs may be appropriated.

-- 2002 REGULAR SESSION --

Feb 11 APP - Majority; 2nd substitute bill be substituted, do pass.

Minority; do not pass.

Feb 12 Placed on second reading.

Feb 14 2nd substitute bill substituted.
Floor amendment(s) adopted.
Rules suspended. Placed on Third Reading.
Third reading, passed: yeas, 54; nays, 44; absent, 0.

- IN THE SENATE -

Feb 16 First reading, referred to Labor, Commerce & Financial Institutions.

HB 2440 by Representatives Romero, Cooper, Fisher, Mitchell, Murray, Sullivan, Wood, Ogden and McIntire

Integrating transportation and land use planning.

(AS OF HOUSE 2ND READING 2/16/02)

Provides for the integration of transportation and land use planning.

Declares that priority programming for the improvement program shall take into account the consistency with local comprehensive plans developed under chapter 36.70A RCW including the following if they have been included in the comprehensive plan: (1) Support for development in and revitalization of existing downtowns;

(2) Extent that development implements local comprehensive plans for rural and urban residential and nonresidential densities;

(3) Extent of compact, transit-oriented development for rural and urban residential and nonresidential densities;

(4) Opportunities for multimodal transportation; and

(5) Extent to which the project accommodates planned growth and economic development.

Requires that, in any project funded by the transportation improvement board, and in addition to any other items required to be considered by statute, the board also shall consider the land use implications of the project, such as whether the programs and projects: (1) Support development in and revitalization of existing downtowns;

(2) Implement local comprehensive plans for rural and urban residential and nonresidential densities;

(3) Have land use planning and regulations encouraging compact development at appropriate residential and nonresidential densities; and

(4) Promote the use of multimodal transportation.

-- 2002 REGULAR SESSION --

Jan 17 First reading, referred to Transportation.

Jan 30 TR - Executive action taken by committee.

TR - Majority; do pass.

Minority; do not pass.

Feb 1 Passed to Rules Committee for second reading.

Feb 8 Made eligible to be placed on second reading.

Feb 11 Placed on second reading by Rules Committee.

Feb 16 Floor amendment(s) adopted.
Rules suspended. Placed on Third Reading.

Third reading, passed: yeas, 62; nays, 36; absent, 0.

HB 2663-S2 by House Committee on Appropriations (originally sponsored by Representatives Conway, Clements, Cooper, Reardon, Sullivan, Delvin, Simpson, Armstrong, Hankins, Benson, Cairnes, Lysen, Kirby, Edwards, Chase, Kenney, Campbell, Barlean, Santos, Talcott, Wood and Rockefeller)

Changing conditions that are presumed to be occupational diseases of fire fighters.

(AS OF HOUSE 2ND READING 2/14/02)

Revises conditions that are presumed to be occupational diseases of fire fighters.

-- 2002 REGULAR SESSION --

Feb 11 APP - Majority; 2nd substitute bill be substituted, do pass.
Feb 12 Placed on second reading.
Feb 14 2nd substitute bill substituted.
Rules suspended. Placed on Third Reading.
Third reading, passed: yeas, 98; nays, 0; absent, 0.

- IN THE SENATE -

Feb 16 First reading, referred to Labor, Commerce & Financial Institutions.

HB 2918 by Representative Wood

Authorizing certain organizations to conduct bingo.

(AS OF HOUSE 2ND READING 2/15/02)

Amends RCW 9.46.0205 relating to authorizing bona fide charitable and nonprofit organizations to conduct bingo.

Declares that, notwithstanding RCW 9.46.070, the commission may not issue any new licenses under RCW 9.46.070(1) until July 1, 2007.

Authorizes the commission to allow existing licensees under RCW 9.46.070(1) to share facilities at one location.

Provides that an entity licensed under RCW 9.46.070(1) which conducts or allows its premises to be used for conducting bingo on more than three occasions per week shall include the following statement in any advertising or promotion of gambling activity conducted by the licensee:

"CAUTION: Participation in gambling activity may result in pathological gambling behavior causing emotional and financial harm. For help, call 1-800-547-6133."

-- 2002 REGULAR SESSION --

Feb 6 First reading, referred to Commerce & Labor.
Feb 7 CL - Executive action taken by committee.
Feb 8 CL - Majority; do pass.
Passed to Rules Committee for second reading.
Feb 13 Made eligible to be placed on second reading.

Feb 14 Placed on second reading by Rules Committee.

Feb 15 Floor amendment(s) adopted.
Rules suspended. Placed on Third Reading.
Third reading, passed: yeas, 82; nays, 16; absent, 0.

- IN THE SENATE -

Feb 18 First reading, referred to Labor, Commerce & Financial Institutions.

HB 2968 by Representative Cairnes

Improving municipal gross receipts tax uniformity.

Revises requirements regarding state and local tax to provide for municipal gross receipts tax uniformity and fairness.

-- 2002 REGULAR SESSION --

Feb 16 First reading, referred to Finance.

HB 2971 by Representatives Reardon, Pearson, Lovick, Cooper, Dunshee, Sehlin, Edwards, O'Brien and Sullivan

Establishing a business and occupation tax rate for certain FAR part 145 certificated repair stations.

Establishes a business and occupation tax rate for certain FAR part 145 certificated repair stations.

Expires June 30, 2005.

-- 2002 REGULAR SESSION --

Feb 16 First reading, referred to Rules.
Rules Committee relieved of further consideration. Placed on second reading.

Feb 18 Placed on second reading.
Rules suspended. Placed on Third Reading.
Third reading, passed: yeas, 91; nays, 7; absent, 0.

HB 2972 by Representatives Benson, Clements, Lisk, Ahern, Mulliken, Talcott, Morell, Pearson, Bush, Cox, Nixon, Esser, Holmquist, Delvin and Ericksen

Prohibiting an exclusive bargaining representative from aiding a candidate for the office of governor.

Provides that no exclusive bargaining representative certified to represent the employees of a bargaining unit shall directly or indirectly pay or use, or offer, consent, or agree to pay or use any money or thing of value for or in aid of any candidate for the office of governor; nor for reimbursement or indemnification of any person for money or property so used.

Provides that any individual who violates any provision of this section, or who participates in, aids, abets,

advises, or consents to any such violation, or who solicits or knowingly receives any money or thing of value in violation of this section, shall be guilty of a gross misdemeanor and is liable to the exclusive bargaining representative for the amount so contributed or received.

-- 2002 REGULAR SESSION --

Feb 17 First reading, referred to State Government.

HB 2973 by Representatives Ruderman, Jarrett, Santos, McDermott, McIntire, Sommers, Schual-Berke, Conway, Wood, Esser, Kagi, Nixon, Barlean, Simpson, Kenney, Lysen and Dickerson

Creating a housing allowance program for nonsupervisory educational employees.

Declares that the purpose of this act is to authorize a housing allowance for nonsupervisory public school employees in order to encourage these employees to live in the districts in which they work.

-- 2002 REGULAR SESSION --

Feb 18 First Reading.

HB 2974 by Representatives Anderson, Pflug, Esser, Cairnes, Nixon, Jarrett, Morell, Roach, Casada, Mastin, Schoesler, Ahern, Benson, Mielke, Boldt, Crouse, Bush, Campbell, Delvin and Buck

Enhancing responsibility of regional transit authorities.

Provides that a regional transit authority that by January 1, 2002, has been authorized to impose taxes to support implementation of a plan within its service area is governed by this act.

Requires the authority to prepare a report that will address, but not be limited to: Project delivery schedules and service implementation outlined in the plan approved by voters; projected future revenue and expenditures over the life of the plan; the budget forecast over the life of the plan; and project delivery and service start-up dates.

Requires the authority to submit its report to the governor, the transportation committees of the state legislature, and the county councils for each county in which the authority is located. After receipt of the plan, the legislative transportation committee shall as quickly as practicable evaluate the report for content and accuracy and hold at least one public hearing on the report. After evaluating the report and conducting the public hearing or hearings, the committee shall make a finding as to whether the report and projected project and service delivery schedule and financial plan is attainable. A resolution adopted by the committee finding that the report is acceptable and accurate constitutes acceptance of the report.

Provides that, until the report is accepted by the legislative transportation committee, a regional transit authority shall immediately cease and desist from entering into new contracts for purchase of right of way or construction of facilities for any light rail system development that is part of the plan adopted by the voters.

-- 2002 REGULAR SESSION --

Feb 18 First reading, referred to Transportation.

HB 2975 by Representatives DeBolt, Bush, Mastin, Schindler, Schoesler, Crouse, Talcott, Mulliken, Ahern, Campbell, Orcutt, Anderson, Benson, Clements, Morell, Lisk, Casada, Esser, Roach, Nixon, Holmquist, Schmidt, Van Luven and Buck

Concerning the expiration of certain transportation related statutes.

Amends 2002, c 5 s 205 (uncodified) concerning the expiration of certain transportation related statutes.

-- 2002 REGULAR SESSION --

Feb 18 First reading, referred to Transportation.

House Concurrent Resolutions

HCR 4425 by Representatives Clements, Quall, Talcott, Skinner, Alexander and Rockefeller

Studying the impact of multistate pensions on teachers.

Resolves that the Joint Committee on Pension Policy study the issue of teachers who have earned retirement benefits in other states prior to teaching in Washington and may have different benefits than teachers who have taught exclusively in Washington.

Resolves that the Joint Committee on Pension Policy report the results of this study to the legislature during the 2003-2005 fiscal biennium.

-- 2002 REGULAR SESSION --

Feb 16 First reading, referred to Appropriations.

Senate Bills

SB 5833 by Senators Costa, Thibaudeau, Parlette, Deccio, Jacobsen, Kohl-Welles and Oke

Permitting legislative hearings on initiatives and referendums. (REVISED FOR ENGROSSED: Permitting hearings on initiatives and referendums.)

(AS OF SENATE 2ND READING 2/15/02)

Declares an intent for the secretary to be a facilitator in this process and as such should maintain a neutral or nonbiased course of action throughout the public hearing process.

Provides that the secretary of state shall hold public hearings on initiative measures certified to the general election ballot.

-- 2001 REGULAR SESSION --

- Feb 5 First reading, referred to State & Local Government.
- Feb 22 SLG - Majority; do pass.
Minority; do not pass.
Passed to Rules Committee for second reading.
- Mar 10 Made eligible to be placed on second reading.
- Mar 29 Senate Rules "X" file.

-- 2001 1ST SPECIAL SESSION --

- Apr 25 By resolution, reintroduced and retained in present status.

-- 2002 REGULAR SESSION --

- Jan 14 By resolution, reintroduced and retained in present status.
- Jan 16 On motion, referred to State & Local Government.
- Jan 29 SLG - Majority; do pass.
Minority; do not pass.
Passed to Rules Committee for second reading.
- Feb 4 Made eligible to be placed on second reading.
- Feb 7 Placed on second reading by Rules Committee.
- Feb 15 Floor amendment(s) adopted.
Rules suspended. Placed on Third Reading.
Third reading, passed: yeas, 33; nays, 16; absent, 0.

- IN THE HOUSE -

- Feb 17 First reading, referred to State Government.

SB 6412-S by Senate Committee on Labor, Commerce & Financial Institutions (originally sponsored by Senators Kohl-Welles, Costa, Prentice, Winsley, Long, Keiser and Benton)

Regulating disclosure of information by international matchmaking organizations.

(AS OF SENATE 2ND READING 2/15/02)

Requires each international matchmaking organization doing business in Washington state to disseminate to a recruit, upon request, state background check information and marital history information relating to any Washington

state resident about whom any information is provided to the recruit, in the recruit's native language.

Directs the organization to notify all recruits that background check and marital history information is available upon request.

Provides that, if an international matchmaking organization receives a request for information from a recruit pursuant to this act, the organization shall notify the Washington state resident of the request. Upon receiving notification, the Washington state resident shall obtain from the state patrol and provide to the organization the complete transcript of any background check information provided pursuant to RCW 43.43.760 based on a submission of fingerprint impressions and provided pursuant to RCW 43.43.838 and shall provide to the organization his or her marital history information.

Provides that the organization shall require the resident to affirm that marital history information is complete and accurate, and includes any information regarding marriages, annulments, and dissolutions which occurred in other states or countries.

Declares that the organization shall refrain from knowingly providing any further services to the recruit or the Washington state resident in regards to facilitating future interaction between the recruit and the Washington state resident until the organization has obtained the requested information and provided it to the recruit.

Does not apply to a traditional matchmaking organization of a religious nature that otherwise operates in compliance with the laws of the countries of the recruits of such organization and the laws of the United States nor to any organization that does not charge a fee to any party for the service provided.

-- 2002 REGULAR SESSION --

- Feb 6 LCF - Majority; 1st substitute bill be substituted, do pass.
Minority; do not pass.
Passed to Rules Committee for second reading.
- Feb 12 Made eligible to be placed on second reading.
- Feb 13 Placed on second reading by Rules Committee.
- Feb 15 1st substitute bill substituted.
Floor amendment(s) adopted.
Rules suspended. Placed on Third Reading.
Third reading, passed: yeas, 43; nays, 2; absent, 4.

- IN THE HOUSE -

- Feb 17 First reading, referred to Commerce & Labor.

SB 6525 by Senators Prentice, Deccio, Keiser, Winsley, Franklin and Gardner; by request of Governor Locke, Insurance Commissioner and Attorney General

Regulating single premium credit insurance.

(AS OF SENATE 2ND READING 2/16/02)

Finds that single premium credit insurance, when added to a loan balance and financed, reduces equity in real property and may cost purchasers of credit insurance thousands of dollars in interest payments. This insurance may also be sold using deceptive marketing practices.

Provides that an insurer offering or providing credit insurance in this state shall not offer, deliver, issue for delivery, cause to be delivered, or sell any form of single premium credit insurance in connection with a residential mortgage loan in this state.

Declares that the prohibition under this act does not apply to residential mortgage loans if: (1) The loan amount does not exceed ten thousand dollars, exclusive of fees; and

(2) The repayment term of the loan does not exceed five years; and

(3) The term of the credit insurance does not exceed the repayment term of the loan.

Takes effect July 1, 2003.

-- 2002 REGULAR SESSION --

Jan 21 First reading, referred to Labor, Commerce & Financial Institutions.

Feb 4 LCF - Majority; do pass.
Passed to Rules Committee for second reading.

Feb 7 Made eligible to be placed on second reading.

Feb 11 Placed on second reading by Rules Committee.

Feb 16 Floor amendment(s) adopted.
Rules suspended. Placed on Third Reading.
Third reading, passed: yeas, 29; nays, 19; absent, 1.

- IN THE HOUSE -

Feb 17 First reading, referred to Financial Institutions & Insurance.

SB 6816 by Senators T. Sheldon and Hale

Implementing the environmental, regulatory, and land use recommendations of the Washington competitiveness council.

Implements the environmental, regulatory, and land use recommendations of the Washington competitiveness council.

-- 2002 REGULAR SESSION --

Feb 16 First reading, referred to State & Local Government.

SB 6817 by Senators Carlson, Benton, Oke, Morton, Stevens, Zarelli and Honeyford

Restoring public confidence in the profession of public accountancy.

Declares that the purpose of this act is to make revisions to chapter 234, Laws of 1983; chapter 103, Laws

of 1992; and chapter 294, Laws of 2001 to: Limit ownership of certified public accounting firms to licensees, provide for a clear separation of auditing functions from any other interests, and prohibit contingency and referral fees.

-- 2002 REGULAR SESSION --

Feb 18 First reading, referred to Labor, Commerce & Financial Institutions.

Senate Joint Resolutions

SJR 8227 by Senators Honeyford and McCaslin

Providing guidelines for investigations by the commission on judicial conduct.

Proposes an amendment to the state Constitution to provide guidelines for investigations by the commission on judicial conduct.

-- 2002 REGULAR SESSION --

Feb 16 First reading, referred to Judiciary.

Senate Concurrent Resolutions

SCR 8432 by Senators Honeyford and McCaslin

Creating a joint select committee on judicial conduct.

Establishes a joint select committee on judicial conduct.

-- 2002 REGULAR SESSION --

Feb 16 First reading, referred to Judiciary.

SCR 8433 by Senators Jacobsen, Prentice, Costa, Keiser, Fraser, Fairley, Snyder, Thibaudeau, Haugen, Oke, Rasmussen, Kohl-Welles and Swecker

Creating a joint select committee to study the retention and expansion of the aerospace industry in Washington.

Creates a joint select committee to study the retention and expansion of the aerospace industry in Washington.

-- 2002 REGULAR SESSION --

Feb 18 First reading, referred to Labor, Commerce & Financial Institutions.